BY-LAW NO. 559

BEING A BY-LAW OF THE VILLAGE OF COUTTS, IN THE PROVINCE OF ALBERTA, TO REGULATE VEHICLE TRAFFIC IN THE VILLAGE OF COUTTS, AND ESTABLISH A TRUCK ROUTE, AND REGULATIONS THERETO.

WHEREAS SECTION 16 (1) OF THE Highway Traffic Act, Statutes of Alberta (1980) Ch. H-7 reads in part as follows:

With respect to highways under its direction, control and management, the Council of a Municipality may make Bylaws, not inconsistent with this Act and on matters for which no provision is made in this Act, for the regulation and control of vehicle, animal and pedestrian traffic.

AND WHEREAS the Council of the Village of Coutts deems it necessary to regulate vehicular traffic within the Village of Coutts, and establish a Truck route, and regulations thereto.

NOW THEREFORE, the Municipal Council of the Village of Coutts in the Province of Alberta, duly assembled, enacts as follows:

SECTION 1: Name:

1. This By-law may be called the Truck route and Traffic Control By-Law.

SECTION 2: Definitions:

1. CURB: Shall mean the actual curb, if there be one, and if there is no curb in existence, the term shall mean the division paint on the Highway between that part of the highway intended for the use of vehicles, and that part of the highway or street intended for the use of pedestrians, or that portion of the highway or street used as a boulevard, whichever shall be nearest that part of the highway or street intended for the use of vehicles.
2. VEHICLE: Shall mean any vehicle which is either horse-drawn or automotively propelled.
3. PARKING: A vehicle shall be considered to be parked while it is not in motion (whether occupied or not), except:
   i) When standing temporarily for the purpose of and while actually engaged in loading or unloading passengers, or
   ii) When standing in obedience to a Peace Officer or Traffic Control Device.

SECTION 3: STOP,; 4-WAY STOPS, AND YIELD SIGNS:

1. A "Stop" or "4-Way Stop" or "Yield" Sign may be erected in accordance with Schedule "A", which forms part of this By-law, to regulate the North/South-bound traffic on the Village streets – to yield to the East/West-bound traffic proceeding on the Avenues.

SECTION 4: TRUCK ROUTES:

1. That a Truck Route be established as shown in Schedule "B", which forms part of the By-law, the Truck Route may be posted with signs indicating truck ingress or egress, and will be subject to the following regulations:
2. No person shall operate a vehicle in excess of 8000 kg Gross Vehicle Weight, excluding Public Passenger Vehicles, on any street in the Village of Coutts, except solely upon those portions of the streets expressly designated as Truck route, except that no offence shall be committed if:
   i) It was, at the time engaged in, the delivery of or collection of goods, wares or merchandise to or from bona fide customers of the owner of such weight or over-dimension vehicle.
   ii) It was going to or from the business premises abutting on a street prohibited to overweight or over-dimension vehicles for the purpose of servicing or repair to such vehicle, and that the street upon which he was travelling which is prohibited to over-weight or over-dimension vehicles, is the most direct and practicable route between the premises referred to in sub clauses (i) (ii), or (iii) and the portion of the street designated as a Truck Route.
   iii) It was pulling a motor vehicle disabled by accident or otherwise from a street prohibited to over-weight, or over-dimension vehicles.
3. No person shall drive, propel, or move on any street, any vehicle having metal spikes, lugs, cleats or bands projecting from the surface of the wheel or tire of such vehicles, or any vehicle having a stud tractor tread. Studded snow tires and chains are exceptions.
4. No person shall leave a vehicles in excess of 8000 KG Gross Vehicle Weight, parked on any street or designated Truck route, except for the following areas:
   i. The Industrial area of Third Street West.

ii. The Industrial and Highway Commercial area of Fourth Street West between Third Ave N and the alley North of First Ave N.
iii. On Third Ave N (Service Road) between Fourth Street West and Third Street West.

5. No person shall leave a vehicle in excess of 8000 Gross Vehicle Weight, or the Tractor portion of such unit running in a residential area, during the hours of 11pm and 7am. "Running" constitutes the "Tractor's" motor running, or the reefer running, which creates an objectionable noise to the residential units in the area, except: This does not include the ½ hour "warm-up" time necessary for the Tractor unit.
6. The Provisions of the by-law shall not apply to Municipal or Provincial Utility vehicles, wrecking vehicles, or vehicles of a public utility corporation, while such vehicles are actually engaged in work requiring them to be operated in contravention of any such provisions provided they have a flashing amber light in operation thereon said vehicle. This exemption shall not relieve the driver of such vehicle on any street while still parked or stopped.
7. The provisions of this by-law shall not apply to Emergency Vehicles while it is responding to an emergency call and sounding its siren or flashing its warning lights, or while attending at any emergency call. This exemption shall not excuse the driver of any such vehicle from exercising due care for the safety of other traffic.

SECTION 5: PARKING:

1. No person shall park an unlicensed vehicle on the street or highway for more than 72 consecutive hours. Vehicles shall be considered abandoned after 72 consecutive hours and left for the RCMP to deal with.
2. No person shall park any vehicle so as to obstruct any driveway in the Village.
3. No person shall park within five (5) meters of any fire Hydrant, intersection, any stop or yield sign or a marked crosswalk.
4. No person shall park any vehicle on a sidewalk or boulevard, or crosswalk, or within an intersection other than immediately next to the curb in a "T" intersection, or alongside or opposite any street excavation or obstruction when the stopping or parking would obstruct traffic.
5. No person shall double park a vehicle on the roadway side of a vehicle parked or stopped at a curb or edge of the roadway.
6. No person shall drive to the left of the centre of any street; or for the purposes of parking facing the wrong direction.
7. No person shall park any vehicle at or near the site of any fire, explosion, accident, or other incident, if stopping or parking would obstruct traffic or hinder police officers, firemen, ambulance drivers or assistants or rescue officers or volunteers.
8. No person shall park at any other place where a traffic control device prohibits stopping or parking, during the times stopping or parking is so prohibited.
9. Parallel parking or Angle parking is allowed in the Village, the wheels are to be not more than 500 millimeters from the curb or edge of the roadway. Angle parking shall be between 30 and 60 degrees side angle to the curb or edge of the roadway.
10. No person shall park any trailer whether designed for occupancy or load carrying, on any highway or street unless such trailer is attached to the vehicle by which it may be properly drawn, and when so attached the trailer shall be part of the vehicle and subject to regulations pertaining to the vehicle.
11. Vehicles used for the conveyance of gas or other inflammable liquid fuel, combustible, explosive, oil or other dangerous material, whether loaded or unloaded, shall not be parked on any street or highway, or within a certain distance of any building. These vehicles are not allowed to park on routine truck routes within 100 feet of any building.
12. No person shall park any vehicle in an alley unless loading or unloading, such vehicle is not to obstruct the safe passage of other vehicles in the lane or alley.
13. In the event any vehicle is parked in violation of this by-law, any Peace Officer may cause such vehicle, truck or trailer to be impounded and removed from the street, highway, or other public place, and all costs will be charged to the owner of the vehicle.
14. No person shall park in "Extra Road A" (parking lot north of the Duty Free Store) between the hours of 11pm and 7am.

SECTION 6: SPEED:

1. It shall be unlawful for any person to drive any vehicle within the Village of Coutts in excess of any of the standard speed limits listed in the Highway Traffic Act. This especially applies to the Playground zones.

SECTION 7: EMERGENCIES

1. In the case of fire, explosions or other accidents within the Village of Coutts, any Peace Officer or member of the Fire Department may designate in any manner a line or lines

near the location of the fire, beyond which no member of the public shall pass, and no unauthorized person, whether on foot, or on horse, or in a vehicle shall cross such line or lines and may direct traffic flows away from such emergencies.

2. The Chief Officer of the Fire Department or peace Officer, or any person acting under their instruction, shall have the right to move or cause to be moved any vehicle which he may deem necessary to move or have moved, for the purpose of carrying out any duty, work or undertaking of the Fire Department of the Village of Coutts.
3. The provisions of this by-law regulating the operation, movement, stopping and parking of vehicles shall not apply to any emergency vehicle while it is responding to an emergency call and sounding its siren and flashing its warning lights, or while attending at any emergency call, this exemption shall not excuse the driver of any such vehicle from exercising due care for the safety of other traffic.

SECTION 8: OBSTRUCTIONS

1. No person shall, without legal authority, place any obstruction on, over, or under a street or lane or public place.
2. In addition to any other penalty which may be imposed, the Village council may recover such expenses for the removal of the obstruction from the person by whom, or at whose direction the obstruction was so placed, or by or at the expense of the occupant of the premises connected therewith and providing that any expense incurred by the Village in the removal of any such obstruction may be recovered by distress upon the goods and chattels of the person by who or at whose direction the obstruction was so placed, in the same manner as if such expenses were taxes levied pursuant to the Municipal government Act, and are so recoverable.

SECTION 9: PARADES AND PROCESSIONS, STREET CLOSURES:

1. The Village Council may control, by resolution: To permit parades, or processions to pass over and along any highway or street within the municipality; or allow certain streets to be temporarily closed for special functions.

SECTION 10: USE OF SIDEWALKS:

1. No person shall ride, drive or park any motor bicycle or any vehicles on any sidewalk or boulevard in the Village.
2. No person shall ride any bicycle on any sidewalk, in any manner that endangers the safety of the pedestrians or themselves.

SECTION 11: SCHOOL BUSES

1. All the regulations listed for School Buses in the Highway Traffic Act, or other related Legislations, shall be enforced within the limits of the Village of Coutts by any Peace Officer.

SECTION 12: POWERS OF PEACE OFFICERS, ENFORCEMENT:

1. Any Peace Officers is, and is deemed to be, duly authorized to impound and remove from the highway or street, parking lot, or other public place, alley, a vehicle that has contravened any section of this by-law, according to his powers in the Highway Traffic Act, and this Village By-law.
2. Any Peace Officer is, and is deemed to be, duly authorized by this By-Law to enforce any contravention of any section of this By-law, according to his powers in the Highway Traffic Act; to enforce the Highway Traffic Act within the limits of the Village of Coutts.

SECTION 13: PENALTIES:

1. Contraventions of the Sections of this By-law, shall be subject to the penalties as set out in our General penalty By-Law No. 307 for the Village of Coutts/Highway Traffic Act.

SECTION 14: ENACTMENT:

1. By-law 539 is hereby rescinded.
2. This By-law shall come into effect on the day of the final passing thereof.

READ A FIRST TIME this 1st day of August, A.D., 2018

MAYOR

[redacted]

CAO

READ A SECOND TIME THIS 1st day of August, A.D., 2018

MAYOR

[redacted]

CAO

READ A THIRD TIME AND FINALLY PASSED THIS 1st day of August, A.D., 2018.

MAYOR

[redacted]

CAO

BY-LAW NO. 559

SCHEDULE "A"

TRAFFIC CONTROL DEVICES SCHEDULE

SECTION 1: YIELD SIGNS –

1. Yield Signs may be placed at any intersection deemed necessary by the Village of Coutts Council.

SECTION 2: STOP SIGNS –

1. Stop Signs may be placed on all access to Highway No. 4 within the limits of the Village of Coutts.
2. Stop Signs may be placed where deemed necessary by Village of Coutts Council.

SECTION 3: 4-WAY STOP SIGNS-

1. 4-Way Stop Signs may be placed on the intersections deemed necessary by the Village of Coutts Council.

BY-LAW 559

SCHEDULE "B"

TRUCK ROUTES

SECTION 1:

1. No person shall operate a vehicle in excess of 8000 kg Gross Vehicle Weight excluding public passenger vehicles, on any street in the Village of Coutts, except on a truck route as shown below.
2. Signs may be installed "No Trucks Beyond this Point" at the intersections leading onto the truck routes. Signs indicating Truck Route with arrows are to be installed at key intersections of the Truck Route.